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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DALE GARCIA CORTEZ,
Plaintiff,
vs.
KILOLO KIJAKAZI,
Acting Commissioner of Social Security,
Defendant.

) Case No.: 3:23-cv-00391-CLB
)
)
) ORDER GRANTING UNOPPOSED MOTION
) FOR EXTENSION OF TIME TO FILE
) CERTIFIED ADMINISTRATIVE RECORD
) AND ANSWER
)
)
(*FIRST REQUEST*)
)

1 Defendant, Kilolo Kijakazi, Acting Commissioner of Social Security (the “Commissioner”), by
2 and through the undersigned attorneys, hereby moves for a thirty-day extension of time to file the
3 Certified Administrative Record (CAR) and answer to Plaintiff’s Complaint. The CAR and answer to
4 Plaintiff’s Complaint are due to be filed by October 10, 2023.

5 The CAR in this case has not been finalized for filing. The agency’s Office of Appellate
6 Operations (OAO) is responsible for preparation of CARs. Counsel for the Commissioner is in contact
7 with OAO to ensure that the CAR is properly certified for filing. Despite diligent efforts OAO has
8 indicated it still needs additional time to prepare the CAR. OAO has recently been dealing with some
9 staff shortages and changes in their processes which has led to some delays in production of this CAR.
10 Counsel for the Commissioner has consulted with Plaintiff’s counsel who advised that they have no
11 objection to an extension of thirty days. The Commissioner asks for this extension with the
12 understanding that if the CAR becomes available to the Office of the General Counsel before the
13 requested date, the record will be filed earlier when feasible.

14 This request is made in good faith and is not intended to delay the proceedings in this matter. It is
15 therefore respectfully requested that Defendant be granted an extension of time to file the CAR and
16 answer to Plaintiff’s Complaint, through and including November 9, 2023.

17
18 Dated: October 10, 2023

Respectfully submitted,

19 JASON M. FRIERSON
20 United States Attorney
21 /s/ *Oscar Gonzalez de Llano* _____
22 Oscar Gonzalez de Llano
23 Special Assistant United States Attorney

24 IT IS SO ORDERED:

25
26 

UNITED STATES MAGISTRATE JUDGE

DATED: October 11, 2023